

EXHIBIT C

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

FRED and KATHLEEN STARK, a
married couple,

Plaintiffs,

vs.

THE SEATTLE SEAHAWKS, FOOTBALL
NORTHWEST, LLC, a Washington
limited liability company,
FIRST & GOAL, INC., a Washington
corporation, THE WASHINGTON
STATE PUBLIC STADIUM AUTHORITY,
a Washington municipal
corporation, and LORRAINE HINE,
in her capacity as chair of the
Washington State Public Stadium
Authority board of directors,

Defendants.

ORIGINAL

No. CV06-1719 JLR

Deposition Upon Oral Examination Of
FREDERICK B. STARK

8:55 a.m.

April 26, 2007

1111 Third Avenue, Suite 3200
Seattle, Washington

REPORTED BY: Keri A. Aspelund, RPR, CCR No. 2661

1 Q. Is there anyone besides your wife that you
2 know that regularly attends Seahawks games at Qwest
3 Field?

4 A. No.

5 Q. When did you first learn about the pat-down
6 policy at Qwest Field?

7 A. It would have been a preseason game in 2005,
8 probably August.

9 Q. Did you learn prior to attending that game
10 in August 2005 that there would be pat-downs at the
11 Seahawks game?

12 A. No.

13 MR. WION: And I object to the extent that
14 that mischaracterizes his prior testimony.

15 Q. How did you learn about the pat-down policy
16 at Qwest Field?

17 A. I was there and there was a pat-down policy.

18 Q. Did you see any signs when you came to Qwest
19 Field?

20 A. I did not.

21 Q. Do you read the newspaper, sir?

22 A. I do.

23 Q. Do you recall seeing press coverage
24 announcing there would be pat-downs at Qwest Field?

25 A. No.

1 objection, but that's fine.

2 Q. Go ahead.

3 A. I'm sorry, what was the question?

4 (Reporter read back as requested.)

5 A. In reference to attending Seahawks games, I
6 don't know.

7 Q. Do you think you would have remembered that
8 if that had happened?

9 A. Probably not.

10 Q. You don't think you'd remember if you were
11 patted down by someone carrying a badge or a gun?

12 MR. WION: Objection, asked and answered.

13 Q. You can answer.

14 A. My answer is the same.

15 Q. Has any pat-down screener ever threatened to
16 use force to search you, sir?

17 A. No.

18 Q. Has anyone threatened you with criminal
19 sanctions if you did not consent to the search?

20 A. No.

21 Q. Have you ever contacted the Seattle Seahawks
22 regarding the pat-down policy?

23 A. I have.

24 Q. When did you contact them?

25 A. I do not recall the date.

1 Q. And what did you consider at that time, sir?

2 A. Well, whether it was going to be a game
3 worth seeing. Whether it was worth going to tolerate
4 the pat-down procedure. Yeah.

5 Q. At that time, sir, did you understand you
6 had a choice to not attend the football game?

7 A. Yes.

8 Q. And you understand you made the choice to
9 attend the football game?

10 A. Yes.

11 Q. And you understand that by making that
12 choice you would be patted down?

13 MR. WION: Object to the form.

14 A. No.

15 Q. Why didn't you understand that, sir?

16 A. Because there had been times I have not been
17 patted down.

18 Q. On how many occasions were you not patted
19 down, sir, prior to the start of the 2005 season?

20 A. I'm sorry, prior to the start of the 2005
21 season --

22 Q. I'm sorry, I asked the wrong question.

23 After the start of the 2005 season, on how
24 many occasions have you attended a Seahawks game where
25 you have not been patted down?

1 MR. WION: Objection, mischaracterizes his
2 testimony. Objection to form.

3 A. Do I agree that my consent was voluntary, is
4 that the question I heard?

5 Q. No.

6 MR. AINSWORTH: Would you reread the
7 question.

8 (Reporter read back as requested.)

9 MR. WION: Same objection.

10 A. Involuntary.

11 No.

12 Q. So, Mr. Stark, do you agree with me that
13 when you attended the Seattle Seahawks games over the
14 last two seasons, knowing of the pat-down procedures,
15 that your consent to those pat-down procedures was
16 voluntary?

17 MR. WION: Objection to the form,
18 mischaracterizes prior testimony.

19 A. I'm sorry, just -- could you repeat the
20 question?

21 (Reporter read back as requested.)

22 MR. WION: Same objections.

23 A. Beyond my counsel's objections, I would have
24 to say yes, or including his objections, or whatever
25 that all is.

1 Q. And sir, if you decide to attend Seattle
2 Seahawks games in the future, and pat-down is a
3 requirement of attending those games, do you agree
4 with me that your consent to those pat-downs will be
5 voluntary?

6 MR. WION: Objection to the form.

7 A. Yes.

8 MR. AINSWORTH: John?

9 I have no further questions. Mr. Dunbar
10 will have some for you.

11 E-X-A-M-I-N-A-T-I-O-N

12 BY MR. DUNBAR:

13 Q. Mr. Stark, my name is John Dunbar, and I
14 represent the Public Stadium Authority and Lorraine
15 Hine.

16 Have you ever seen Ms. Hine's declaration in
17 this case?

18 A. Possibly. I'm...

19 MR. DUNBAR: Why don't you go ahead and mark
20 that as our next one.

21 (Exhibit-45 marked.)

22 Q. You've been handed a copy of Exhibit-45,
23 correct?

24 A. Yes.

25 Q. And that is the declaration of Lorraine

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S-I-G-N-A-T-U-R-E

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Keri A. Aspelund

I declare under penalty of perjury under
the laws of the State of Washington that I have read
my within deposition, and the same is true and
accurate, same and except for changes and/or
corrections, if any, as indicated by me on the CHANGE
SHEET flyleaf page hereof. Signed in.....,
WA, on the.....day of....., 2007.

.....
FREDERICK B. STARK

Taken: April 26, 2007

C-E-R-T-I-F-I-C-A-T-E

STATE OF WASHINGTON)

) ss.

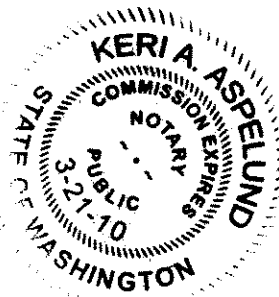
COUNTY OF KING)

I, the undersigned Registered
Professional reporter and an officer of the Court
under my commission as a Notary Public for the State

of washington, hereby certify that the deposition upon
oral examination was taken before me and transcribed
under my direction;

That each witness was duly sworn by me to
testify truthfully; that the transcript of the
deposition is a full, true, and correct transcript;
that I am neither attorney for, nor a relative or
employee of, any of the parties to the action or any
attorney or counsel employed by the parties hereto,
nor financially interested in its outcome.

IN WITNESS WHEREOF, I have hereunto set
my hand and seal this 30 day of April, 2007.



/S/ KERI A. ASPELUND

A handwritten signature in cursive script, appearing to read "Keri Aspelund", written over a horizontal line.

NOTARY PUBLIC in and for the State of
Washington, residing at Tacoma. Commission
expires March 21, 2010. CCR No. 2661

EXHIBIT D

Kathleen Stark

April 26, 2007

Page 1

UNITED STATES DISTRICT COURT
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AT SEATTLE

FRED and KATHLEEN STARK, a
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THE SEATTLE SEAHAWKS, FOOTBALL
NORTHWEST, LLC, a Washington
limited liability company,
FIRST & GOAL, INC., a Washington
corporation, THE WASHINGTON
STATE PUBLIC STADIUM AUTHORITY,
a Washington municipal
corporation, and LORRAINE HINE,
in her capacity as chair of the
Washington State Public Stadium
Authority board of directors,

Defendants.

ORIGINAL

No. CV06-1719 JLR

Deposition Upon Oral Examination Of
KATHLEEN J. STARK

1:15 p.m.

April 26, 2007

1111 Third Avenue, Suite 3200
Seattle, Washington

REPORTED BY: Keri A. Aspelund, RPR, CCR No. 2661

Kathleen Stark

April 26, 2007

Page 27

1 Q. If you look at paragraph 3, Mrs. Stark, it's
2 on page 2, does that refresh your recollection as to
3 when the first time that you were pat down at a
4 Seattle Seahawks game?

5 A. Yes.

6 Q. Do you recall pat-downs occurring before
7 August 2005 at Qwest Field?

8 A. No, I don't.

9 Q. And you don't have any reason to disagree
10 with the testimony of your husband that it was August
11 22nd, 2005?

12 A. That's correct.

13 Q. Turning back to Exhibit-51. At the time you
14 purchased your playoff tickets for the 2005 season,
15 you were aware of the pat-down policy at Qwest Field,
16 is that correct?

17 MR. WION: Object to the form.

18 A. Well, yes.

19 Q. Is it correct that you handle -- that the
20 season tickets are in your name, Mrs. Stark?

21 A. Yes.

22 Q. And so you handle the renewal of season
23 tickets each year?

24 A. Right.

25 Q. And the purchase of playoff game tickets?

1 Q. And you renewed your season tickets for the
2 2006 season?

3 A. Yes.

4 Q. And at the time you renewed your season
5 tickets for the 2006 season, you were aware of the
6 pat-down policy for Seattle Seahawks games at Qwest
7 Field, correct?

8 A. Correct.

9 (Exhibit-53 marked.)

10 Q. I'm going to hand you what has been marked
11 as Exhibit-53, and take a moment to look at the
12 document, and then please tell me --

13 A. I -- okay.

14 Q. -- whether you recognize that document?

15 A. Yeah, well, they look so much alike.

16 I was looking at this one thinking it was
17 2007, but now I see that I have the 2007 here, okay,
18 yes.

19 Q. And what is this document?

20 A. It's the invoice for the 2007 season
21 tickets.

22 Q. And did you renew your season tickets for
23 2007?

24 A. Yes, I did.

25 Q. Do you recall when you renewed your season

1 A. I think to volunteer for something is to
2 step forward on your own initiative and volunteer to
3 do something.

4 Q. I didn't ask what volunteering is, Mrs.
5 Stark, I asked what the term "voluntary" means.

6 A. Voluntary.

7 MR. WION: Same objection.

8 A. Voluntary. That's kind of hair splitting.
9 Again, it's something you are willing to do
10 on your own volition.

11 Q. Do you attend -- is your attendance at
12 Seattle Seahawks games voluntary?

13 A. Yes.

14 Q. No one makes you go to the Seattle Seahawks
15 games, do they?

16 A. (Shakes head.) No. Sorry.

17 Q. And you're aware that pat-downs are a
18 requirement to enter Qwest Field, correct?

19 A. Correct.

20 Q. And you are willing to go through the
21 pat-downs because you want to attend Seattle Seahawks
22 games, is that correct?

23 MR. WION: Object to the form.

24 A. That is correct.

25 Q. And you're aware that you have the right to

1 not attend Seahawks games, correct?

2 A. Correct.

3 Q. And by not attending a Seattle Seahawks
4 game, you would not have to be pat down, correct, by
5 Seattle Seahawks security people?

6 A. Correct.

7 Q. Do you have an understanding of what the
8 term "consent" means?

9 MR. WION: Object to the form.

10 A. It means to agree to something.

11 MR. WION: When you're at a good place, it
12 might be about time for a break. It's been about an
13 hour.

14 MR. AINSWORTH: Oh, it has, you're right.
15 Just let me ask a couple questions.

16 MR. WION: Sure.

17 MR. AINSWORTH: I'm a slow thinker, so I
18 have to apologize.

19 Actually, let's go ahead and take a break
20 now.

21 (Brief recess.)

22 Q. Mrs. Stark, I believe I asked you whether in
23 2007 you discussed with your husband whether to renew
24 your season tickets for 2007; did you have any
25 discussions with your husband in 2006 as to whether to

1 be pat down as a requirement to enter the stadium?

2 A. Yes.

3 Q. And no one has ever threatened you to cause
4 you to agree to be pat down to attend a Seahawks game?

5 A. Pardon me?

6 Q. No one has ever threatened you in order to
7 get you to consent to attend -- I'm sorry, strike
8 that.

9 No one has ever threatened you in order to
10 get you to agree to the pat-down in order to attend a
11 Seahawks game?

12 A. Well, the threat is that you're not allowed
13 to enter the stadium.

14 Q. So, the consequence of not agreeing is you
15 cannot enter the stadium, is that right?

16 A. That's the way I understand it.

17 Q. But no one has threatened you with physical
18 force in order to get you to consent or agree?

19 A. That's correct.

20 Q. Have any police officers ever instructed you
21 that you must consent?

22 A. No.

23 Q. Why did you decide in November 2006 to file
24 this lawsuit against the Seattle Seahawks, FGI, the
25 Public Stadium Authority, and Lorraine Hine?

1 Q. I'm asking you for your understanding of
2 what your ticket terms mean. Your lawyer will argue
3 with me later about the legality of that, but I am
4 asking you for your understanding.

5 MR. WION: I think she's answered that. Do
6 you have another question that you're posing?

7 Q. I don't think she did answer it, so let me
8 restate it again.

9 My question is, do you understand that by
10 tendering your ticket and entering Qwest Field, you
11 consented to the searches and waived any claims
12 against the NFL, the Seattle Seahawks, and First &
13 Goal?

14 MR. WION: Objection, compound, among other
15 objections, also calls for a legal conclusion about a
16 document she's read for the first time right here in
17 this room.

18 MR. AINSWORTH: Counselor, can you stop the
19 long speaking objections. I think objection to form
20 is all that is needed in this district.

21 MR. WION: I think those objections are
22 appropriate, and I think she's answered your question.

23 MR. AINSWORTH: I don't think she has. If
24 you want, we can have the court reporter read it back.

25 MR. DUNBAR: I think there have been some

1 kind of lengthy objections here, Chris, respectfully,
2 and I think at a certain point it's just quicker to
3 get an answer and move on.

4 MR. WION: I'm happy to do that. I've
5 attempted to have short, brief objections that are
6 appropriate, and we continue to have what appear to be
7 the same question or a minor modification of the same
8 question to which I have the same objections, but
9 apparently they're not improving the quality of the
10 question, so I'm attempting to provide you with the
11 information you might need to ask a question that is
12 not objectionable.

13 MR. DUNBAR: You're not instructing the
14 witness to not to respond, correct?

15 MR. WION: I am not doing that. I have not
16 done that.

17 MR. DUNBAR: I think at a certain point it
18 might be appropriate to say same objection, and then
19 allow the witness to respond, and we'll finish a
20 little sooner this afternoon.

21 MR. WION: John, I did do that a number of
22 times, it did not appear to be effective, so I felt it
23 was appropriate to provide a slightly fuller
24 explanation of the objection.

25 MR. DUNBAR: Okay.

1 MR. WION: I think --

2 MR. DUNBAR: You've done that now, so let's
3 just move on.

4 MR. WION: I understand.

5 MR. DUNBAR: I hear you. Let's just move
6 on.

7 MR. WION: I'm happy to move on.

8 MR. AINSWORTH: All right, could you read
9 back my question, because I'm sure Mrs. Stark has long
10 since forgotten what it was.

11 (Reporter read back as follows:

12 "My question is, do you understand
13 that by tendering your ticket and
14 entering Qwest Field, you consented to
15 the searches and waived any claims
16 against the NFL, the Seattle Seahawks,
17 and First & Goal?")

18 MR. WION: Same objections.

19 A. Yes.

20 MR. AINSWORTH: If you can give me a couple
21 minutes to go through my notes, and then I'll be ready
22 pass on to John.

23 MR. WION: Sure.

24 (Brief recess.)

25 Q. Mrs. Stark, have you had any communications

Kathleen Stark

April 26, 2007

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S-I-G-N-A-T-U-R-E

I declare under penalty of perjury under
the laws of the State of Washington that I have read
my within deposition, and the same is true and
accurate, same and except for changes and/or
corrections, if any, as indicated by me on the CHANGE
SHEET flyleaf page hereof. Signed in.....,
WA, on the.....day of....., 2007.

.....
KATHLEEN J. STARK

Taken: April 26, 2007

Keri A. Aspelund

SEATTLE DEPOSITION REPORTERS
(206)622-6661 * (800)657-1110

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C-E-R-T-I-F-I-C-A-T-E

STATE OF WASHINGTON)

) ss.

COUNTY OF KING)

I, the undersigned Registered Professional reporter and an officer of the Court under my commission as a Notary Public for the State of Washington, hereby certify that the deposition upon oral examination was taken before me and transcribed under my direction;

That each witness was duly sworn by me to testify truthfully; that the transcript of the deposition is a full, true, and correct transcript; that I am neither attorney for, nor a relative or employee of, any of the parties to the action or any attorney or counsel employed by the parties hereto, nor financially interested in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 30 day of April, 2007.



/S/ KERI A. ASPELUND

Keri Aspelund
NOTARY PUBLIC in and for the State of Washington, residing at Tacoma. Commission expires March 21, 2010. CCR No. 2661

EXHIBIT E

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NOV 29 2006

FPS CORPORATE SERVICES, INC.

Kathleen Stark VICE PRESIDENT

FILED
LOGGED
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NOV 29 2006
AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

FRED and KATHLEEN STARK, a married
couple,

Plaintiffs,

vs.

THE SEATTLE SEAHAWKS,
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FIRST & GOAL, INC., a Washington
corporation, THE WASHINGTON STATE
PUBLIC STADIUM AUTHORITY, a
Washington municipal corporation, and
LORRAINE HINE, in her capacity as chair
of the Washington State Public Stadium
Authority board of directors,

Defendants

Case No.

SLR
CV6 1719

DECLARATION OF FRED STARK

I, Fred Stark, swear under penalty of perjury under the laws of the State of Washington,
to the following:

1. I have been a lifelong football fan. My wife, Kathleen, and I have been Seattle
Seahawks season ticket holders since 1991.

DECLARATION OF FRED STARK - 1

LAW OFFICES
DANIELSON HARRIGAN LEYH & TOLLEFSON LLP
999 THIRD AVENUE, SUITE 4400
SEATTLE, WASHINGTON 98104
TEL, (206) 623-1700 FAX, (206) 623-8717

1 2. Prior to the 2005 season, neither I nor Kathleen had ever been subjected to a
2 pat-down search at a Seahawks game, or any other NFL football game.

3 3. On or about August 22, 2005, Kathleen and I attended a Seahawks pre-season
4 home game against the Dallas Cowboys. Upon arriving at the stadium, we were surprised to
5 learn that, as a condition of our entry to the game, we were required to submit to a pat-down
6 search. We verbally objected, but ultimately submitted to the pat-down as our only option to
7 attend the game. Upon inquiry, we were given no definitive answers to our questions. Only
8 that the pat-downs were required under a new NFL policy instituted to prevent terrorist suicide
9 bombers from detonating a hidden vest bomb. This was the first NFL game at which we were
10 subjected to a pat-down search.

11 4. On or about September 2, 2005, we attended a second Seahawks pre-season
12 home game against the Minnesota Vikings. We again lodged our objection, but ultimately
13 submitted to a pat-down as a condition of our entry to the stadium.

14 5. On September 18, 2005, we attended our first regular season Seahawks home
15 game for the 2005 regular season. Upon arriving at the Stadium, we discovered that the NFL's
16 pat-down policy was being enforced at Seahawks home games during the regular season as
17 well as the pre-season at Qwest Field (the "Stadium").

18 6. At the entrance to the Stadium, we were stopped by a security officer and
19 informed that we were required to submit to a pat-down search as a condition of our entry to
20 the Stadium. We verbally objected, but ultimately submitted to a pat-down as our only option
21 to gain admittance to the game.

22 7. We attended Seahawks 2005 regular season and post-season home games at the
23 Stadium on September 25, October 16, October 23, November 13, January 14, 2006 and
24 January 22.
25

DECLARATION OF FRED STARK - 2

LAW OFFICES
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1 8. On February 5, 2006, we attended Superbowl XL at Ford Field, in Detroit,
2 Michigan. Although we were required to pass through metal-detectors similar to the kind used
3 at airports, we were not patted-down and did not observe any other ticket holders being patted
4 down.

5 9. During the 2006 pre-season and current regular season, we attended home
6 games at the Stadium on August 12, August 31, September 17, September 24, October 22,
7 November 6, November 12, and November 27.

8 10. Pat-downs at these home games have ranged from the non-existent, to a highly
9 intrusive, offensive, and humiliating full-body frisking.

10 11. At one Seahawks home game on November 13, 2005, during a heavy
11 downpour, we were not subjected to a pat-down, nor did we observe any other ticket holders
12 being patted-down. Many people were wearing ponchos or other bulky wet-weather
13 protection. Had the stadium security officers conducted the pat-down searches under these
14 conditions, large crowds would have been forced to stand in the rain before being permitted
15 entry to the Stadium.

16 12. At another Seahawks home game on July 31, 2006, I verbally objected to being
17 patted-down and asked to speak with the security officer's supervisor. Two supervisors were
18 called to discuss the situation. Rather than submitting to yet another pat-down, I removed my
19 shirt to show that I was not concealing anything. The original security officer whisked me
20 through the entrance without any further search.

21 13. At the other end of the spectrum, at a home game on October 16, 2005, I was
22 subjected to a highly intrusive, offensive and humiliating full-body frisking. A security officer
23 ran his hands down my sides, reached around me and grasped my buttocks. He then felt both
24 my arms and across my chest. Then, he moved his hands towards my groin area, where he
25 found and handled the inhaler in my pant pocket that I carry to treat my asthma. The security

DECLARATION OF FRED STARK - 3

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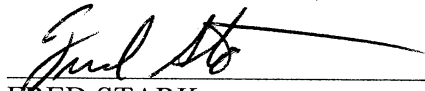
1 officer then placed both of his hands around my left thigh, running them down to my sneaker
2 top, which he also felt thoroughly. After this episode and other pat-downs, I have been left
3 feeling physically ill and emotionally unsettled for up to 24 hours afterwards.

4 14. Except as described above, Kathleen and I were subjected to upper body pat-
5 downs at every Seahawks home game we attended in 2005 and 2006. Many have been
6 cursory, unlikely to detect well-concealed contraband. Each time, we verbally objected, but
7 ultimately submitted to the searches in order to attend the game.

8 15. Kathleen and I intend to continue attending Seahawks home games for the
9 duration of the 2006 season, and intend to renew our season tickets in the future. I understand
10 that if we do not renew our season tickets each year, we forfeit our right to purchase future
11 season tickets and would be put on a waiting list.

12 16. I feel strongly that the pat-down searches at the Stadium are an unnecessary and
13 unwarranted intrusion into my right of privacy, and I strenuously object to being treated like a
14 criminal simply because I choose to attend a professional football game.

15 DATED this 27th day of November, 2006 in Seattle, Washington.

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19 FRED STARK

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DECLARATION OF FRED STARK - 4

LAW OFFICES
DANIELSON HARRIGAN LEYH & TOLLEFSON LLP
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TEL. (206) 623-1700 FAX, (206) 623-8717